

**To:** Asher, Audrey[Asher.Audrey@epa.gov]  
**From:** Hatch, Sarah  
**Sent:** Mon 9/9/2013 2:26:08 PM  
**Subject:** FW: West Lake Landfill PRP Question

Hi Audrey,

Yes, your previous response was provided to Harvey and this is his follow-up question. Cecilia indicated that you would be the most appropriate person to provide a response. I told Harvey we would have a response this week.

Let me know if you have any other questions.

Sarah

**From:** Harvey Ferdman [mailto:HarveyFerdman@aol.com]  
**Sent:** Wednesday, September 04, 2013 9:43 PM  
**To:** Hatch, Sarah; 'Clayton, Christopher'  
**Cc:** Bill.Otto@house.mo.gov  
**Subject:** RE: West Lake Landfill PRP Question

Sarah and Chris,

I am investigating why West Lake was not part of the EPA/DOE agreement that created FUSRAP designations in 1990.

I found the following statements in the document linked below. Can you help clarify why, per this document, West Lake Landfill was called out as excluded from the cleanup of the St. Louis sites?

<http://www.epa.gov/superfund/sites/iag/i90-07006.pdf>

### III. SCOPE OF THE AGREEMENT

This Agreement covers all response actions at the St . Louis Airport Site, the HISS/FUTURA Site, the Mallinckrodt Chemical Works Site, and Vicinity Properties, as those terms are defined in this Agreement, Involving the following types of materials :

1 . All wastes, including but not limited to radiologically contaminated wastes, resulting from or associated with uranium manufacturing or processing activities conducted at the St. Louis Downtown Site, and

2. Other chemical or non-radiological wastes which have been mixed or commingled with radiologically contaminated wastes resulting from or associated with uranium manufacturing or processing activities conducted at the St . Louis Downtown Site.

Y. 'Vicinity Properties' mean those properties not included within the St . Louis Downtown Site, SLAPS, or HISS/FUTURA but which contain radiological or other contamination originating from these sites . Vicinity Properties do not include the West Lake landfill.

Thanks,

Harvey

*Harvey Ferdman*

Policy Advisor to

Missouri State Representative Bill Otto, District 70

St. Louis, MO 63017

314-469-0595

314-761-5100 (cell)

**From:** Harvey Ferdman [<mailto:HarveyFerdman@aol.com>]

**Sent:** Wednesday, September 04, 2013 4:56 PM

**To:** 'Hatch, Sarah'; 'Clayton, Christopher'

**Cc:** 'Bill.Otto@house.mo.gov'

**Subject:** RE: West Lake Landfill PRP Question

Sarah,

Since DOE contracted for the production of this material and retains responsibility for it, why is FUSRAP not responsible for cleaning it up?

*Harvey Ferdman*

Policy Advisor to

Missouri State Representative Bill Otto, District 70

St. Louis, MO 63017

314-469-0595

314-761-5100 (cell)

**From:** Hatch, Sarah [<mailto:Hatch.Sarah@epa.gov>]

**Sent:** Wednesday, September 04, 2013 12:42 PM

**To:** Harvey Ferdman; 'Clayton, Christopher'

**Cc:** [Bill.Otto@house.mo.gov](mailto:Bill.Otto@house.mo.gov)

**Subject:** RE: West Lake Landfill PRP Question

Mallencrodt Chemical processed uranium feed materials under contract with the Atomic Energy Commission (AEC) and the Manhattan Engineering District to process uranium metal from 1942 – 1957. The AEC was abolished by the Energy Reorganization Act of 1974 which assigned its functions to 2 new agencies: Energy Research and Development Administration and the Nuclear Regulatory Commission. On August 4, 1977 the Department of Energy Organization Act of 1977 created the Department of Energy (DOE). The DOE assumed the responsibilities of the previously formed agencies.

DOE is a PRP since they assumed responsibilities of the previously formed agencies that contracted for the production of WWII materials.

Please let me know if you have any question.

Thanks - Sarah

**From:** Harvey Ferdman [<mailto:HarveyFerdman@aol.com>]  
**Sent:** Wednesday, September 04, 2013 8:03 AM  
**To:** 'Clayton, Christopher'; Hatch, Sarah  
**Cc:** [Bill.Otto@house.mo.gov](mailto:Bill.Otto@house.mo.gov)  
**Subject:** West Lake Landfill PRP Question

Chris and Sarah,

We are meeting with one of our Federal Legislator's senior staff this week. It would be helpful to us if you can explain why DOE is one of the PRP's at West Lake Landfill.

Thanks in Advance,

Harvey

*Harvey Ferdman*

Policy Advisor to

Missouri State Representative Bill Otto, District 70

St. Louis, MO 63017

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